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November 8, 2010 DOCUMENT

<u>BY FACSIMILE</u> 212-805-7925

Honorable Robert W. Sweet United States District Judge Southern District of New York 500 Pearl Street New York, New York 10007

Re:

Schoolcraft v. City of New York, et al. 10 CV 6005 (RWS)

Your Honor:

500360008 Sheet 121505

ELECTRONICALLY FILED

USDC SDNY

DATE FILED:

I represent the plaintiff in the above-referenced matter and write to Your Honor to respectfully request an extension of the deadline to respond to defendant, Jamaica Hospital's motion to dismiss, which is currently scheduled for November 19, 2010, until December 17, 2010. This is plaintiff's second request for an adjournment. Counsel for defendant, Gregory J. Radomisli, consents to this request.

Since the time of the first request on October 18, 2010, plaintiff's counsel has had to conduct several out of state depositions in the matter of Rodriguez, et al. v. It's Just Lunch International et al., 07 CV 9227, which is pending before the Honorable Sidney Stein. Additionally on November 19, 2010 plaintiff's counsel will be starting a wrongful death trial which will take several weeks to complete. As such, it will be extremely difficult to meet the current response deadline and thus has occasioned the instant request.

Based on the foregoing, plaintiff respectfully requests that Your Honor grant additional time to respond to defendant's motion to dismiss, and adopt the following briefing schedule:

Plaintiff's Opposition: Defendant's Reply:

Oral Argument:

December 17, 2010

January 21, 2011

January 26, 2011

Very truly yours,

Jon L. Norinsberg

cc: Gregory J. Radomisli (212) 949-7054